

AMENDED IN ASSEMBLY MARCH 25, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 1740

Introduced by Assembly Member Jeffries

February 8, 2010

An act to amend Section 44017.4 of the Health and Safety Code, and to amend Section 4750.1 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1740, as amended, Jeffries. Vehicles: specially constructed vehicles.

Existing law establishes a registration amnesty program for specially constructed vehicles, as defined, that have been previously registered or classified incorrectly and requires that a specially constructed vehicle, upon registration with the Department of Motor Vehicles, be inspected by stations authorized to perform referee functions, for the purposes of determining the engine model-year used in the vehicle or the vehicle model-year, and the emission control system application.

Existing law also requires the department to annually provide a registration to no more than the first 500 of these vehicles that meet specified criteria.

This bill would ~~delete the first 500 vehicle limitation and instead require the department to provide registration to any specially constructed vehicle that meets~~ *increase this limitation to the first 750 vehicles that meet* the specified criteria. The bill would provide that the registered owner of a specially constructed vehicle that is currently registered or incorrectly registered may change the vehicle's registration by complying with those specified criteria.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 44017.4 of the Health and Safety Code
2 is amended to read:
3 44017.4. (a) Upon initial registration with the Department of
4 Motor Vehicles *pursuant to Section 4750.1 of the Vehicle Code*,
5 a passenger vehicle or pickup truck that is a specially constructed
6 vehicle, as defined in Section 580 of the Vehicle Code, shall be
7 inspected by stations authorized to perform referee functions. This
8 inspection shall be for the purposes of determining the engine
9 model-year used in the vehicle or the vehicle model-year, and the
10 emission control system application. The owner shall have the
11 option to choose whether the inspection is based on the engine
12 model-year used in the vehicle or the vehicle model-year.
13 (1) In determining the engine model-year, the referee shall
14 compare the engine to engines of the era that the engine most
15 closely resembles. The referee shall assign the 1960 model-year
16 to the engine in any specially constructed vehicle that does not
17 sufficiently resemble a previously manufactured engine. The
18 referee shall require only those emission control systems that are
19 applicable to the established engine model-year and that the engine
20 reasonably accommodates in its present form.
21 (2) In determining the vehicle model-year, the referee shall
22 compare the vehicle to vehicles of the era that the vehicle most
23 closely resembles. The referee shall assign the 1960 model-year
24 to any specially constructed vehicle that does not sufficiently
25 resemble a previously manufactured vehicle. The referee shall
26 require only those emission control systems that are applicable to
27 the established model-year and that the vehicle reasonably
28 accommodates in its present form.
29 (b) Upon the completion of the inspection, the referee shall
30 affix a tamper-resistant label to the vehicle and issue a certificate
31 that establishes the engine model-year or the vehicle model-year,
32 and the emission control system application.
33 ~~(c) The Department of Motor Vehicles shall provide a~~
34 ~~registration to any vehicle that meets the criteria described in~~

1 ~~subdivision (a) that is presented to that department for registration~~
2 ~~pursuant to this section.~~

3 *(c) The Department of Motor Vehicles shall annually provide*
4 *a registration to no more than the first 750 vehicles that meet the*
5 *criteria described in subdivision (a) that are presented to that*
6 *department for registration pursuant to Section 4750.1 of the*
7 *Vehicle Code. The 750-vehicle limitation does not apply to the*
8 *renewal of registration of a vehicle registered pursuant to Section*
9 *4750.1 of the Vehicle Code.*

10 (d) The registered owner of a specially constructed vehicle that
11 is currently registered or incorrectly registered may change the
12 vehicle's registration by complying with the requirements of
13 subdivision (a).

14 ~~(e) There shall not be a limit on the number of specially~~
15 ~~constructed vehicles that may be registered by the department~~
16 ~~pursuant to this section.~~

17 SEC. 2. Section 4750.1 of the Vehicle Code is amended to
18 read:

19 4750.1. (a) If the department receives an application for
20 registration of a specially constructed passenger vehicle or pickup
21 truck and the vehicle has not been previously registered, the vehicle
22 shall be inspected ~~and registered~~ pursuant to Section 44017.4 of
23 the Health and Safety Code, for purposes of determining the
24 model-year and the emissions inspection requirements for the
25 vehicle.

26 (b) For a vehicle that participated in the amnesty program in
27 effect from January 1, 2010, until December 31, 2010, pursuant
28 to Section 9565, the model-year of the previous registration shall
29 be the calendar year of the year in which the vehicle owner applied
30 for amnesty.

31 (c) (1) The Bureau of Automotive Repair may charge the
32 vehicle owner who applies to participate in the amnesty program
33 a fee for each referee station inspection conducted pursuant to
34 Section 9565. The fee shall be one hundred sixty dollars (\$160)
35 and shall be collected by the referee station performing the
36 inspection.

37 (2) A contract to perform referee services may authorize direct
38 compensation to the referee contractor from the inspection fees
39 collected pursuant to paragraph (1). The referee contractor shall
40 deposit the inspection fees collected from the vehicle owner into

1 a separate trust account that the referee contractor shall account
2 for and manage in accordance with generally accepted accounting
3 standards and principles. Where the department conducts the
4 inspections pursuant to Section 9565, the inspection fees collected
5 by the department shall be deposited into the Vehicle Inspection
6 and Repair Fund.

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